
A BILL FOR AN ACT

RELATING TO SEX OFFENDERS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 712, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§712- Residency restrictions for certain sex offenders.

5 (1) It shall be unlawful for any person convicted of a sexual
6 offense against a child twelve years of age or younger to reside
7 within feet of any school building or any real property
8 comprising a school.

9 (2) As used in this section:

10 "School" means any public, charter, or private preschool,
11 kindergarten, elementary, intermediate, middle, secondary, or
12 high school.

13 "Sexual offense" means:

14 (a) An act set forth in section 707-730(1)(a),
15 707-730(1)(b), 707-730(1)(d), 707-730(1)(e), 707-731,
16 707-732(1)(a), 707-732(1)(b), 707-732(1)(d),
17 707-732(1)(e), 707-732(1)(f), 707-733(1)(a), 707-733,



1 707-733.6, 707-750, 707-756, 707-759, 711-1110.9,
2 712-1202(1)(a), 712-1202(1)(b), or 712-1203(1);
3 (b) An act defined in section 707-720 if the charging
4 document for which there has been a conviction alleged
5 an intent to subject the victim to a sexual offense;
6 (c) A criminal offense that is comparable to or exceeds a
7 sexual offense as defined in paragraph (a) or (b), or
8 any federal, military, or out-of-state conviction that
9 under the laws of this State would be a sexual offense
10 as defined in paragraph (a) or (b); or
11 (d) An act, as described in chapter 705, that is an
12 attempt, criminal solicitation, or criminal conspiracy
13 to commit one of the offenses designated in paragraphs
14 (a) through (c).
15 (3) Any person violating this section shall be guilty of a
16 class C felony."

17 SECTION 2. This Act does not affect rights and duties that
18 matured, penalties that were incurred, and proceedings that were
19 began before its effective date.

20 SECTION 3. New statutory material is underscored.

21 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Sex Offenders; Penal Code

Description:

Makes it a class C felony for persons convicted of certain sexual offenses committed against a child twelve years of age or younger to reside within an unspecified number of feet of any school building or any real property comprising a school. Effective July 1, 2050. (SD1)

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